



The State of New Hampshire  
*Department of Environmental Services*  
**Water Council**

PO Box 95, 29 Hazen Drive, Concord, New Hampshire 03302-0095  
Appeals Clerk Telephone (603) 271-6072 - TDD Access: Relay NH 1-800-735-2964  
DES Website: [www.des.nh.gov](http://www.des.nh.gov) - Council Website: [www.des.state.nh.us/councils/](http://www.des.state.nh.us/councils/)



October 20, 2004

Adele M. Fulton, Esq.  
Gardner, Fulton & Waugh  
78 Bank Street  
Lebanon, NH 03766-1727

RE: Docket No. 04-19 WC – Town of Newport Appeal

Dear Attorney Fulton:

On October 13, 2004, the NH Water Council ("the Council") accepted the Notice of Appeal of the Town of Newport. A pre-hearing conference is scheduled for Monday, November 15, 2004 at 10:00 a.m. in Room 110 of the offices of the Department of Environmental Services, 29 Hazen Drive, Concord, NH.

At the pre-hearing conference, the parties should be prepared to discuss simplification of the issues in the appeal, stipulations or admissions as to facts, the number and identity of witnesses the parties anticipate calling at the hearing, exhibits necessary for the appeal, and any other matter that may aid in the disposition of the appeal, including settlement.

Please note that any document filed in conjunction with this appeal shall be filed by mailing or delivering the **original and 20 copies** of the document to the Council Appeals Clerk. Additionally, a copy of the document must be sent to all parties to the appeal and to any person who has a motion to intervene pending before the Council. Every document filed with the Council, and required to be served upon the parties to the appeal, shall be accompanied by a certificate of service, signed by the person making service, attesting to the method and date of service, and the persons served.

If you have any questions, please contact me at (603) 271-6072 or by e-mail at [appeals@des.state.nh.us](mailto:appeals@des.state.nh.us).

Sincerely,

**COPY**  
Michael Scjarani, Appeals Clerk  
NH Water Council

cc: John F. Bridges, Chairman, NH Water Council  
Stephen J. Densberger, Presiding Officer, NH Water Council

Docket No. 04-19 WC

October 20, 2004

Page 2 of 2

Michael P. Nolin, Commissioner, DES

Harry T. Stewart, P.E., Director, DES Water Division

Kerry D. Barnsley, DES Legal Unit

Jennifer J. Patterson, NH DOJ

Paul Susca, DES WD

Daniel G. Smith, Esq.